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6 IN THE UNITED STATES DISTRICT COURT
7 FOR THE DISTRICT OF ARIZONA

8 United States of America,
9 Plaintiff,
10
11 vs.
12 Donald Day Jr.,
13 Defendant.
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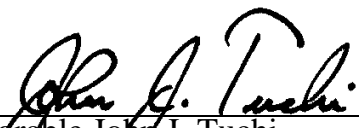
No. CR-23-08132-PCT-JJT
ORDER

15 Pursuant to the Government's Motion to Dismiss Count 2 (Doc. 172) and good
16 cause appearing,

17 **IT IS ORDERED** granting the United States' Motion to Dismiss Count 2 Without
18 Prejudice (Doc. 172).

19 **IT IS FURTHER ORDERED** that Count 2 of the Second Superseding Indictment
20 is dismissed without prejudice.

21 Dated this 4th day of June, 2025.

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23 
24 Honorable John J. Tuchi
United States District Judge
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